



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: S. K. MacLeod ) ATTORNEY DOCKET NO.: 01288/2/US  
SERIAL NO.: 10/644,516 ) GROUP ART UNIT: Unknown  
FILED: August 20, 2003 ) EXAMINER: Unknown  
TITLE: INJECTABLE PHARMACEUTICAL SUSPENSION IN A TWO-CHAMBER VIAL  
DATE: October 3, 2003

CERTIFICATE OF MAILING

I hereby certify that this communication and recited enclosures are being deposited with the United States Postal Service as First Class Mail in an envelope addressed to:  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

on October 3, 2003

Susan B. Gawlik  
Susan B. Gawlik

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

SUBMISSION OF DECLARATION

Applicant enclose herewith a fully executed Declaration and Power of Attorney in the above referenced application. No Notice to File Missing Parts has been received by Applicant. All required parts of the subject application have now been submitted in accordance with 35 U.S.C. §111(a).

Authorization is hereby given to charge \$130.00 or the sum required under 37 C.F.R. § 1.16(e) to Deposit Account No. 19-1025.

Respectfully submitted,

James C. Forbes  
James C. Forbes  
Agent for Applicant  
Registration No. 39,457  
Tel. 847-581-6090

01288/2/US

Address correspondence to:

Pharmacia Corporation  
Global Patent Department  
P.O. Box 1027  
St. Louis, MO 63006

Enclosures:

Declaration and Power of Attorney (3 sheets)  
Post Card

**APPLICATION FOR UNITED STATES PATENT  
DECLARATION \* POWER OF ATTORNEY \* PETITION**



AS A BELOW-NAMED INVENTOR, I/WE hereby declare that:  
MY/OUR RESIDENCE, citizenship, and post office address are as stated below, next to  
my/our name.

I/WE BELIEVE I am/we are the original, first and joint inventor(s), of the subject matter  
which is claimed and for which a patent is sought on the invention entitled:

**INJECTABLE PHARMACEUTICAL SUSPENSION IN A TWO-CHAMBER VIAL**  
the specification of which, with any Preliminary Amendment, was filed as **United States  
Application Serial No. 10/644,516 on August 20, 2003**

I/WE HEREBY STATE that I/we have reviewed and understand the contents of the  
above-identified specifications including the claims, as amended by any Amendment(s) referred to  
above.

I/WE ACKNOWLEDGE the Duty to Disclose to the Patent and Trademark Office all  
information known to me/us to be material to patentability of the subject matter claimed in this  
application, as "materiality" is defined in Title 37, Code of Federal Regulations, § 1.56.

I/We hereby claim priority benefits under Title 35, United States Code, § 119 of any  
foreign application(s) for patent, United States provisional application(s), or inventor's certificate  
listed below and have also identified below any foreign application for patent, United States  
provisional application, or inventor's certificate having a filing date before that of the application  
on which priority is claimed:

Priority Claimed

<u>60/404,988</u>	<u>U.S.</u>	<u>August 21, 2002</u>	<u>Yes</u>
(Serial No.)	(Country)	(Date Filed)	(Yes/No)

I/We hereby claim the benefit under Title 35, United States Code, § 120 of any United  
States application(s) listed below and, insofar as the subject matter of each of the claims of this  
application is not disclosed in the prior United States application in the manner provided by the  
first paragraph of Title 35, United States Code, § 112, I/we acknowledge the duty to disclose all  
information known to me/us to be material to patentability of the subject matter claimed in this  
application, as "materiality" is defined in title 37, Code of Federal Regulations, § 1.56, which  
becomes available between the filing date of the prior application and the national or PCT  
international filing date of this application:

**None**

I/We hereby appoint the following as my/our attorney(s) and/or agent(s) of record with full power of substitution and revocation to prosecute this Application and to transact all business in the Patent and Trademark Office connected therewith.

**S Christopher Bauer**  
**Julie M. Chappell**  
**Kenton N. Fedde**  
**James C. Forbes**  
**J. Timothy Keane**  
**J. Trevor Lumb**  
**Scott J. Meyer**  
**Philip B. Polster, II**  
**Rachel A. Polster**  
**Joseph R. Schuh**  
**Christopher W. Slavinsky**  
**James M. Warner**  
**Scott A. Williams**

**Reg. No. 42,305**  
**Reg. No. 46,612**  
**Reg. No. P54,701**  
**Reg. No. 39,457**  
**Reg. No. 27,808**  
**Reg. No. 28,567**  
**Reg. No. 25,275**  
**Reg. No. 43,864**  
**Reg. No. 47,004**  
**Reg. No. 48,180**  
**Reg. No. P54,456**  
**Reg. No. 45,199**  
**Reg. No. 39,876**

I/We hereby direct that all correspondence be addressed to:

**Pharmacia Corporation**  
**Global Patent Department**  
**P.O. Box 1027**  
**St. Louis, MO 63006**

I/WE HEREBY DECLARE THAT ALL STATEMENTS MADE OF MY/OUR OWN KNOWLEDGE ARE TRUE AND THAT ALL STATEMENTS MADE ON INFORMATION AND BELIEF ARE BELIEVED TO BE TRUE; AND FURTHER THAT THESE STATEMENTS WERE MADE WITH THE KNOWLEDGE THAT WILLFUL FALSE STATEMENTS AND THE LIKE SO MADE ARE PUNISHABLE BY FINE OR IMPRISONMENT, OR BOTH, UNDER SECTION 1001 OF TITLE 18 OF THE UNITED STATES CODE AND THAT SUCH WILLFUL FALSE STATEMENTS MAY JEOPARDIZE THE VALIDITY OF THE APPLICATION OR ANY PATENT ISSUED THEREON.

WHEREFORE, I/WE PRAY that Letters Patent be granted to me/us solely or jointly with the additional inventor(s) named below for the invention described and claimed in the above-identified specification and claims, and I/we hereby subscribe my/our name to the above-identified specification and claims, Declaration, Power of Attorney and this Petition.

Inventor's Full Name:	Steven K. MacLeod	
Inventor's Signature:	<i>Steven K. MacLeod</i>	Date: <i>20.8.2003</i>
Country of Citizenship:	U.S.A.	
Residence Address:	<i>601 Skm</i> <del>620</del> Montague Drive, Portage, MI 49024	
Post Office Address:		
(if different from above)		